IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 19TH DECEMBER 2007 / 28TH AGRAHAYANA 1929

Bail Appl..No. 7812 of 2007(L)

CMP.9838/2007 of J.M.F.C.-I,NEYYATINKARA
CR.NO.45/07 OF THIRUVANANTHAPURAM EXCISR RANGE

.....

: PETITIONER/ACCUSED

LALITHA, D/O THAYI,
KALLUTHATTUVILA VEEDU,
HOSPITAL WARD, KALLIYOOR VILLAGE,
THIRUVANANTHAPURAM.

BY ADV. SRI.V.PHILIP MATHEW

RESPONDENTS: STATE

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.7812 of 2007

Dated this the 19th day of December, 2007

ORDER

Application for regular bail. The petitioner, a woman, faces allegations under the Kerala Abkari Act. She was allegedly found to be in possession of 2.5 litres of arrack on 22.08.2007. As the excise party did not consist of any woman official, the petitioner could not be arrested on that date. She surrendered on 26.11.07 and continues in custody from that date. The learned Public Prosecutor submits that the petitioner has no history of any criminal antecedents.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.25,000/- (Rupees Twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make herself available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-